

REGULAR MEETING, OCTOBER 5, 2020

The Regular Session of the Deadwood City Commission convened on Monday, October 5, 2020 at 5:00 p.m. in the Deadwood City Commission Chambers, 102 Sherman Street, Deadwood, South Dakota. Mayor David Ruth Jr. called the meeting to order with the following members present: Department Heads, City Attorney Quentin L. Riggins, and Commissioners Michael Johnson, Sharon Martinisko, Charlie Struble and Gary Todd. All motions passed unanimously unless otherwise stated.

APPROVAL OF MINUTES

Martinisko moved, Struble seconded to approve the minutes of September 21 and the special minutes of September 23 and October 1, 2020. Roll Call: Aye-All. Motion carried.

SEPTEMBER, 2020 PAYROLL: COMMISSION, \$2,730.76; FINANCE, \$19,664.19; PUBLIC BUILDINGS, \$10,047.95; POLICE, \$73,732.32; FIRE, \$5,679.60; BUILDING INSPECTION, \$4,244.40; STREETS, \$30,177.70; PARKS, \$29,754.25; PLANNING & ZONING, \$4,418.08; LIBRARY, \$5,384.49; RECREATION CENTER, \$18,818.39; HISTORIC PRESERVATION, \$17,321.23; WATER, \$17,477.33; MT. MORIAH, \$2,921.89; PARKING METER, \$9,515.56; TROLLEY, \$25,203.68; PARKING RAMP, \$2,312.50. **PAYROLL TOTAL: \$279,404.32.**

SEPTEMBER, 2020 PAYROLL PAYMENTS:

Internal Revenue Service, \$66,035.93; S.D. Retirement System, \$30,123.12; Delta Dental, \$4,401.50.

APPROVAL OF DISBURSEMENTS

Struble moved, Todd seconded to approve the October 5, 2020 disbursements. Roll Call: Aye-All. Motion carried.

A & B BUSINESS SOLUTIONS	CONTRACT	356.61
A & B WELDING	SERVICE	104.76
A & J SUPPLY	SUPPLIES	157.85
ACE HARDWARE	SUPPLIES	186.43
ALL ASPECTS	SURVEY	550.00
ALSCO	SUPPLIES	499.81
AMAZON CAPITAL	SUPPLIES	161.18
AMERICAN VAN EQUIPMENT	SUPPLIES	1,598.87
ASSOCIATED SUPPLY	SUPPLIES	1,131.99
ASSOCIATION FOR RURAL	REGISTRATION	50.00
ATCO INTERNATIONAL	SUPPLIES	865.08
BALCO UNIFORM	UNIFORMS	485.27
BH ENERGY	SERVICE	27,107.44
BH SECURITY	SERVICE	2,886.44
BLOOM, KEVIN	PROJECT	1,460.00
BOGNER, KATHRYN	SERVICE	110.00
BOMGAARS	SUPPLIES	53.88
BRUCE OBERLANDER	PROJECT	3,200.00
CENTURY BUSINESS PRODUCTS	CONTRACT	519.05
CERTIFIED LABORATORIES	SUPPLIES	319.94
CHAINSaw CENTER	RENTAL	309.94
COCA COLA	SUPPLIES	960.00
CONSTRUCTION CONCEPTS	PROJECT	12,300.00
CULLIGAN	SUPPLIES	149.00
CURTIS BLUE LINE	UNIFORMS	261.00
DAKOTA LUMBER	PROJECT	10,502.25
DEADWOOD ALIVE	SEPTEMBER	20,000.00
DEADWOOD ELECTRIC	REPAIR	1,008.97
DVFD	REIMBURSEMENT	155.75
DEADWOOD GAMING	BID #8	10,000.00
DIAMOND YARDS BRICKS	SUPPLIES	80.00
DOOLITTLE, JAMES	UNION NEGOTIATIONS	400.00
EAGLE ENTERPRISES	SUPPLIES	1,517.87
EB COMMUNICATIONS	SUPPLIES	15.00
FASTENAL	SUPPLIES	56.87
FELD FIRE	REPAIR	1,300.50
FLAT EARTH SIGN	SERVICE	1,530.00
GLOBAL EQUIPMENT	SUPPLIES	658.39
GOLDEN WEST	SERVICE	743.76
HEINZERLING CONCRETE	PROJECT	18,616.85
HOMETOWN MANUFACTURING	SUPPLIES	102.82
INTERSTATE ENGINEERING	PROJECT	7,272.50
JACOBS WELDING	SERVICE	306.64
KARL'S TV	SUPPLIES	51.66
KNECHT	SUPPLIES	265.63
LAWLER, JEFFREY	MEETINGS	70.00
LIGHTING MAINTENANCE	REPAIR	335.61
LIGHTING PLASTICS OF MN	SUPPLIES	1,148.50
M & T FIRE AND SAFETY	EXTRACTOR	5,005.00
MCDIRT EXCAVATION	REPAIRS	15,786.25
MENARD'S	SUPPLIES	1,508.85
MIKLA, JAMES & CHRISTINE	PROJECT	5,449.94
MDU	SERVICE	2,998.42
MS MAIL	SERVICE	35.00
MUNCE, TRACY	PROJECT	1,750.00
MUTUAL OF OMAHA	INSURANCE	237.91
NELSON, MARY JO	CONSULTING	225.00
NETWORK SERVICES	SUPPLIES	388.32
NFPA	MEMBERSHIP	1,575.00
OTIS ELEVATOR	MAINTENANCE	142.44

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PEARSON, JACI	PROJECT	1,350.00
PLASTIC WORKS	SUPPLIES	2,960.00
QUIK SIGNS	SERVICE	57.37
RASMUSSEN MECHANICAL	SERVICE	415.46
ROBITAILLE, PAUL	REIMBURSEMENT	378.58
S AND C CLEANERS	CLEANING	10,297.00
SCHMIDT, WILLIAM	PROJECT	4,317.00
SCOTT PETERSON MOTORS	SUPPLIES	94.58
SD PUBLIC HEALTH LAB	TESTING	511.00
SERVALL	SUPPLIES	1,311.08
SIMON MATERIALS	SUPPLIES	412.06
SPEARFISH LUMBER	PROJECT	11,338.49
SPRING HILL PRESS	SERVICE	395.00
SUMMIT COMPANIES	SERVICE	185.32
TCF EQUIPMENT FINANCE	TROLLEYS	9,400.86
THE LIBRARY STORE	SUPPLIES	168.27
THE LORD'S CUPBOARD	RECYCLING	53.00
TREE WISE MEN	SERVICE	1,100.00
TRIPLE K	SERVICE	913.50
TRUGREEN	SERVICE	1,316.95
TWILIGHT	SUPPLIES	554.62
TWIN CITY HARDWARE	SUPPLIES	6,718.54
TWIN CITY HARDWARE	GRANT	2,720.04
UMENTHUM, KEITH	PROJECT	130.00
VAST	SERVICE	3,480.56
VERIZON CONNECT	SERVICE	95.95
VERIZON WIRELESS	SERVICE	181.48
VERMEER HIGH PLAINS	SUPPLIES	165.89
WELLMARK	INSURANCE	56,680.68
WEST TIRE ALIGNMENT	SERVICE	335.00

Total \$285,064.52

Proclamations

Mayor Ruth Jr. read a proclamation declaring October 5, as World Habitat Day in the City of Deadwood. Marcus Rinehart spoke about World Habitat.

Mayor Ruth Jr. read a proclamation declaring October as National Physical Therapy Month in the City of Deadwood.

CONSENT

Todd moved, Martinisko seconded to approve the following consent items. Roll Call: Aye-All. Motion carried.

- A. Permission for Mayor to sign the Labor Agreement for the Police Department between the City of Deadwood and Teamsters Local Union No. 120.
- B. Permission for Mayor to sign renewal contract with Lead-Deadwood Regional Hospital for use of swimming pool from November 1, 2020 to October 31, 2021.
- C. Permission for Mayor to sign renewal agreement with Terry Peak Ski Resort for billboard lease from November 1, 2020 to October 31, 2021 at rate of \$220.00 per month.
- D. Permission to approve updated job description for Parks Technician.
- E. Permission to hire Horsley Masonry to repair wall adjacent to Library in an amount not to exceed \$3,000. (To be paid from HP City Retaining Wall budget line.)

PUBLIC HEARINGS

Set

Struble moved, Todd seconded to set public hearing on October 19 for Deadweird Event. Roll Call: Aye-All. Motion carried.

OLD BUSINESS

Planning and Zoning Administrator Russell stated Planning and Zoning Commission approved the Amendment #1 to Project Plan for TIF #12 on September 16 to allow for affordable housing in Deadwood. Blaise Emerson spoke about the amendment to the project plan which includes an additional \$355,000.00 of project costs. Discussion was held concerning debt limit, reevaluation, and itemized report. After discussion Struble moved, Johnson seconded to continue Resolution 2020-22 Amendment #1 to Project Plan for TIF #12. Commissioner Martinisko asked Emerson to visit with Finance Officer McKeown to clarify numbers. Roll Call: Aye-All. Motion carried.

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Contract

Martinisko moved, Struble seconded to continue Amendment to Contract for Private Development with Second Stage LLC (continued from September 21) Roll Call: Aye-All. Motion carried.

NEW BUSINESS

Permission

Transportation and Facilities Director Kruzel spoke about the parking. Martinisko moved, Struble seconded to allow all metered and transient parking, including Broadway Parking Garage, revenue received from free holiday parking (November 25th – December 26th) to be earmarked as donation to local non-profit organizations to be determined by City Commission. Roll Call: Aye-All. Motion carried.

Resolution

Russell spoke about the amendment. Todd moved, Martinisko seconded to approve Resolution 2020-23 Amended Business License Rate Fees. **Failure in compliance will result in forfeiting discounted offer.** Roll Call: Aye-All. Motion carried.

Resolution 2020-23

**A RESOLUTION SETTING FORTH RATES FOR USE BY THE CITY OF DEADWOOD;
AMENDING RESOLUTION NO. 2020-16.**

WHEREAS, the City Ordinances require certain use fees, charges for services and other designations to be established by resolution;

NOW THEREFORE BE IT RESOLVED THAT the City of Deadwood hereby establishes the following fee(s) and other designations associated with City Ordinance #1311: Business Licenses effective June 1, 2020.

Business License Fee:

2020 Business License – Initial license prior to ~~September 30, 2020~~ November 13, 2020, the fee shall be waived.

New License after ~~October 1, 2020~~ November 13, 2020\$100.00
Annual Renewal(s).....\$20.00

Dated this 5th day of October, 2020

ATTEST:

/s/ Jessica McKeown, Finance Officer

CITY OF DEADWOOD

/s/ David Ruth Jr., Mayor

Agreement

Todd moved, Johnson seconded to allow Mayor to sign lease agreement with Jacob's Brewhouse for the use of approximately 1000 sq. ft. located along Miller St. and adjacent to the structure located at 79 Sherman St. Roll Call: Aye-All. Motion carried.

Second Reading

Russell spoke about the ordinance changes from first reading. Martinisko moved, Johnson seconded to approve Second Reading of Ordinance #1315, Amending Chapter 15.32.150. Roll Call: Aye-All. Motion carried.

Contract

Public Works Direct Nelson Jr. spoke about the contract. Struble moved, Martinisko seconded to enter into contract with Albertson Engineering for FEMA Project # 123107 (Whitewood Creek Restoration) in the amount of \$108,900 for Geotechnical & Survey, Construction documents, Bidding and Construction Administration. Roll Call: Aye-All. Motion carried.

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Hire

Kruzel spoke about the purchase which would be used in the City Hall, Rec Center, History and Interpretive Center and Welcome Center. Martinisko moved, Todd seconded to hire Rasmussen Mechanical to install GPS ionization units (air scrubbers) in four public buildings in an amount not to exceed \$35,000.00. (To be paid from Public Buildings improvements budget with possible reimbursement from CARES funding.) Roll Call: Aye-All. Motion carried.

Pay

Kruzel spoke about the annual maintenance. Martinisko moved, Struble seconded to pay Summit Companies in the amount of \$4,051.00 for the annual maintenance of extinguishers. (To be paid from Public Buildings maintenance budget.) Roll Call: Aye-All. Motion carried.

Discussion

Russell spoke about the City owned parcel of land to surplus. The City ultimately would be exchanging City owned land for privately owned land in the adjacent vicinity. The private land contains a natural spring that is in need of maintenance. He stated owner of 29 McKinley has shown interest and recommends to surplus parcel to Deadwood Lead Economic Development to transfer the property. Todd moved, Struble seconded to surplus property and utilize Lead Deadwood Economic Development to facilitate the transfer of property. Legal described as follows: Lot 6 of Block C of the Weisflog Addition to the City of Deadwood; Formerly a Portion of Railroad Avenue, Located in the N 1/2 of Section 23, T5N, R3E, B.H.M., City of Deadwood, Lawrence County, South Dakota. Roll Call: Aye-All. Motion carried.

INFORMATIONAL ITEMS AND ITEMS FROM CITIZENS

- A. Deadwood Chamber of Commerce will be hosting a Police Appreciation BBQ on Tuesday, October 6th from 5 pm - 7 pm at Outlaw Square. A Quorum of City Commissioners may be present.

Attorney Riggins requested Executive Session for legal matters per SDCL 1-25-2(3), and personnel matters per SDCL 1-25-2 (1) with possible action.

ADJOURNMENT

Struble moved, Martinisko seconded to adjourn the regular session at 5:51 p.m. and convene into Executive Session for legal matters per SDCL 1-25-2(3) and personnel matters per SDCL 1-25-2 (1) with possible action. The next regular meeting will be on Monday, October 19, 2020.

After coming out of executive session at 6:23 p.m. Martinisko moved, Johnson seconded to adjourn.

ATTEST:


Jessica McKeown, Finance Officer

DATE: 10/19/2020

BY: 

David Ruth Jr., Mayor

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